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6 *Attorneys for Defendants,*  
7

8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA

10 EDWARD LONDON,

11 Plaintiff,

12 v.

13 CHARLES DANIELS, et al.,

14 Defendants

Case No. 3:20-cv-00284-MMD-CLB

**MOTION FOR EXEMPTION  
FROM EARLY MEDIATION  
CONFERENCE**

15 The Nevada Department of Corrections (NDOC), by and through counsel,  
16 Aaron D. Ford, Attorney General of the State of Nevada, and Laura M. Ginn, Deputy  
17 Attorney General, move the Court for an Order exempting this case from the early  
18 mediation conference scheduled for Tuesday, July 13, 2021.

19 This Court has the discretion to refer appropriate civil matters to mediation and  
20 other forms of alternative dispute resolution. *See* LR 16-5.

21 In compliance with this Court's order, counsel contacted Plaintiff, Edward  
22 London to discuss the upcoming mediation, discuss legal positions, and otherwise  
23 determine whether a settlement was possible in this matter. ECF No. 10.

24 In this matter, the undersigned spoke with London on June 28, 2021 by  
25 telephone. London requested resolution of adjustment to his Judgment of Conviction.  
26 NDOC does not have authority to alter judgment of convictions. As NDOC cannot  
27 provide the proposed settlement as a matter of law, any negotiations regarding this  
28 settlement are futile.

1           Accordingly, NDOC submits that, based on the foregoing, an early mediation  
2 conference in this matter would not be appropriate at this time. *See* LR 16-5.  
3 Therefore, NDOC respectfully moves this Court to exempt this case from the early  
4 mediation program and place it on the regular litigation docket.

5           DATED this 2nd day of July, 2021.

6                           AARON D. FORD  
7                           Attorney General

8                           By:        /s/Laura M. Guinn  
9                                        LAURA M. GINN, Bar No. 8085  
                                      Deputy Attorney General

10                                       *Attorneys for Defendants*

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13                                       IT IS SO ORDERED.

14                                       Dated: July 6, 2021

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16                                       UNITED STATES MAGISTRATE JUDGE  
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# CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada and that on this 2nd day of July, 2021, I caused a copy of the foregoing, **MOTION FOR EXEMPTION FROM EARLY MEDIATION CONFERENCE**, to be served, by U.S. District Court CM/ECF Electronic Filing on the following:

Edward London, #1170368  
c/o Law Librarian  
Ely State Prison  
P.O. Box 1989  
Ely, Nevada 89301  
ESP\_lawlibrary@doc.nv.gov

/s/Perla M. Hernandez  
An employee of the  
Office of the Attorney General

DECLARATION

OF

LAURA M. GUINN

1 AARON D. FORD  
Attorney General  
2 LAURA M. GINN, Bar No. 8085  
Deputy Attorney General  
3 State of Nevada  
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8 **UNITED STATES DISTRICT COURT**  
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10 EDWARD LONDON,

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12 v.

13 CHARLES DANIELS, et al.,

14 Defendants

Case No. 3:20-cv-00284-MMD-CLB

**DECLARATION OF LAURA M.  
GINN**

15 I, Laura M. Ginn, am over the age of 18 and am otherwise fully competent to  
16 testify to the facts contained in this declaration.

17 1. The statements contained in this declaration, except where otherwise  
18 indicated to be upon information and belief, are based on my personal knowledge  
19 and experience.

20 2. I am employed by the Nevada Attorney General's Office as a Deputy  
21 Attorney General in the Public Safety Division.

22 3. In preparation for the early mediation conference set for July 13, 2021,  
23 Counsel reached out to Plaintiff on June 28, 2021.

24 4. Counsel and Plaintiff discussed the case and Plaintiff expressed his  
25 requested resolution of an adjustment to his Judgment of Conviction. Nevada  
26 Department of Corrections does not have authority to alter judgment of convictions.

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1 I declare under penalty of perjury that the foregoing is true and correct to the  
2 best of my knowledge.

3 DATED this 2nd day of July, 2021.

4 AARON D. FORD  
5 Attorney General

6 By: /s/Laura M. Guinn  
7 LAURA M. GINN, Bar No. 8085  
8 Deputy Attorney General

9 *Attorneys for Defendants*  
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